

CENTRAL INFORMATION COMMISSION
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Decision No. CIC/SG/A/2011/002739/16392
Appeal No. CIC/SG/A/2011/002739

Relevant Facts emerging from the Appeal

Appellant : Mr. Sukhjit Singh Walia,
House No. 213-A,
Sewak Colony,
Patiala-147 001

Respondent : Mr. Manish Chauhan
Public Information Officer & Director(RTI)
Ministry of External Affairs
619- Akbar Bhawan
Chanakyapuri, New Delhi-110021

RTI application filed on : 02/02/2011
PIO replied : 17/02/2011 (transfer), 11/03/2011 (reply)
First appeal filed on : 11/04/2011
First Appellate Authority order : 12/05/2011
Second Appeal received on : 04/07/2011

(Information was with respect to a General Power of Attorney executed by Surinderjit D/o Mehnga Singh w/o Mohinder Singh)

| Sl. | Information Sought | Reply of the PIO |
|-----|---|---|
| 1. | Confirmation whether the GPA was counter signed by the Vice Counsel Chicago (USA). If yes, then Photostat copies of all documents submitted by the executor at the time of counter signing may be supplied. | Yes, GPA was countersigned by the Vice Consul, CGI, Chicago on 04/06/2009. Copies of GPA attached. |
| 2. | It should be confirmed whether the executor of the above said GPA attended the office of the Consulate personally and signed in the presence of/before the Consulate General of India, Chicago. | Yes, the executor of GPA visited the Consulate in person and the GPA was signed by the executor before the Consular Officer in the Consulate General of India, Chicago. |
| 3. | What type of proof of identity was submitted by the executor of the GPA at the time of counter signing. Attested Photostat of the same may be supplied. | Valid Indian passport in original was submitted and a copy of the same is attached. |
| 4. | To be confirmed whether the executor of the above said GPA was alive on 29/09/2003, 04/06/2009, 28/12/2009 and 22/01/2010. | She was seen alive on 04/06/2009 and no information relating to her death is available in the Consulate. |
| 5. | It should be confirmed whether the executor of the GPA is still alive on the date of submission of this application i.e., 02/02/2011. | No information about her death is available with the Consulate. |
| 6. | If the executor of the above said GPA is not alive then it should be confirmed on which date the executor expired in attested Photostat copy of the death certificate issued by the local authority duly authenticated by the Consulate General of India Chicago may be supplied. | |

Grounds for the First Appeal:

Incomplete and unsatisfactory information provided by the PIO.

Order of the First Appellate Authority (FAA):

The FAA held that there was no additional information to be provided on the subject matter.

Grounds for the Second Appeal:

Incomplete and unsatisfactory information provided by the PIO

Relevant Facts emerging during Hearing:

The following were present

Appellant: Absent;

Respondent: Mr. P. Roychaudhuri, Advocate on behalf of Mr. Manish Chauhan, Public Information Officer & Director(RTI);

The respondent states that the information available on the records has been supplied to the Appellant. He is seeking some information about Mrs. Surinderjit which is personal information and hence exempt under Section 8(1)(j) of the RTI Act.

Decision:

The Appeal is disposed.

The information is exempt under Section 8(1)(j) of the RTI Act.

This decision is announced in open chamber.

Notice of this decision be given free of cost to the parties.

Any information in compliance with this Order will be provided free of cost as per Section 7(6) of RTI Act.

Shailesh Gandhi
Information Commissioner
16 December 2011

(In any correspondence on this decision, mention the complete decision number.)(IN)